

Disease? * * * Pan-Ascorin * * * Sold Here"; a window flyer entitled "Pan-Ascorin Full-Strength Formula 'Stress Vitamins'"; and a newspaper tear sheet containing an advertisement designated "Is STRESS the Cause of ALL Disease? * * * Pan-Ascorin * * * Get It At The U. S. Cut-Rate Drug Co." and prepared from a mat furnished by De Pree Co.

LIBELED: 3-31-55, Dist. Colo.

CHARGE: 502 (a)—the labeling of the article when shipped, contained false and misleading representations that the article was effective in the prevention and treatment of arthritis, rheumatism, rheumatic fever, allergies, exhausting physical exertion, severe injuries, burns, infections, toxic reactions, continued emotional, psychic, and nervous pressures, anaphylactic reactions, hay fever, and asthma; and that it was effective to increase resistance to the effects of all injuries and diseases of the human body and to insure the health and normal functioning of the adrenal glands.

DISPOSITION: On 5-16-55, De Pree Co. appeared as claimant and filed an answer denying that the article was misbranded as alleged. On 9-8-55, pursuant to a stipulation entered into by the parties, the court entered an order transferring the case to the Eastern District of Michigan for trial. Thereafter, the Government served interrogatories upon the claimant. The claimant withdrew its answer; and, on 2-17-56, the court entered an order of default providing for the forfeiture of the goods to the United States. The goods were destroyed.

4952. Herb health tea. (F. D. C. No. 37895. S. No. 5-288 M.)

QUANTITY: 96 cartons at Green Bay, Wis., in possession of Wm. M. Horner Co.

SHIPPED: 5-4-53, from Chicago, Ill.

LABEL IN PART: (Carton) "Wm. M. Horner's Pure Herb Health Tea * * *
Made from roots, barks and leaves * * * Net Weight 5 Oz. When Packed."

ACCOMPANYING LABELING: Circular designated "Wm. M. Horner Co. * * *
Pure Herb Family Remedies."

RESULTS OF INVESTIGATION: The article was shipped in bulk from Chicago, Ill.; and, after its receipt by the consignee, it was repackaged and relabeled. The above-mentioned circulars were printed for the consignee.

Examination showed that the article contained senna leaves, uva ursi, fennel seed, anise seed, licorice, elder flowers, and other plant material (unidentified).

LIBELED: 3-21-55, E. Dist. Wis.

CHARGE: 502 (a)—the labeling of the article, while held for sale, contained false and misleading representations that the article was an adequate and effective treatment for rundown conditions, tired feeling, constipation, stomach trouble, kidney, liver, and bladder trouble, coughs, colds, lung trouble, female disorders, skin diseases, and high blood pressure; and that it would strengthen the whole system, producing a clear healthy complexion.

DISPOSITION: 9-15-55. Default—destruction.

4953. Mineral water. (F. D. C. No. 38424. S. No. 4-379 M.)

QUANTITY: 50 cases, 12 btls. each, at Rochester, N. Y.

SHIPPED: 7-5-55, from Wyoming, Pa., by Crownhill Laboratories of Pennsylvania, Inc.